



SECTION 1/8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Oliver P. Peoples, Lara L. Madison, and Gjalt W. Huisman

Serial No.: 09/364,847

Group Art Unit: 1649

Filed: July 30, 1999

Examiner: Not yet assigned

For: *ENZYMES FOR BIOPOLYMER PRODUCTION*

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
AND REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT**

Sir:

Responsive to the Notice to File Missing Parts of Application, mailed September 7, 1999,  
applicants enclose the following items for filing in the above-identified application:

1. Declaration of Inventorship executed by Oliver P. Peoples, Lara L. Madison, and  
Gjalt W. Huisman;
2. Statement Under 37 C.F.R. § 3.73(b) executed by Metabolix, Inc., with attached  
copy of the Assignment from Oliver P. Peoples, Lara L. Madison, and Gjalt W. Huisman to  
Metabolix, Inc.; and

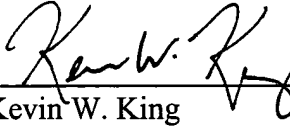
3. Check in the amount of \$65.00 for the small entity surcharge for late filing the Declaration of Inventorship. Applicants filed a Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(c) --- Small Business Concern) with the application on July 30, 1999.

The Form-1533, mailed September 7, 1999, also is enclosed.

Applicants respectfully request a corrected Filing Receipt to add the names and residence information of inventors Lara L. Madison and Gjalt W. Huisman, and the residence information for inventor Oliver P. Peoples, which were erroneously omitted by the Patent Office. A copy of the Filing Receipt with the corrections noted in red ink is also enclosed.

Please charge any other fees due, or credit any overpayment, in connection with this matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

Respectfully submitted,

  
\_\_\_\_\_  
Kevin W. King  
Reg. No. 42,737

Date: September 22, 1999

ARNALL GOLDEN & GREGORY, LLP  
2800 One Atlantic Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309-3450  
404-873-8596  
404-873-8597 (fax)

U.S.S.N.: 09/364,847

Filed: July 30, 1999

RESPONSE TO NOTICE TO FILE

MISSING PARTS OF APPLICATION AND

REQUEST FOR CORRECTED FILING RECEIPT



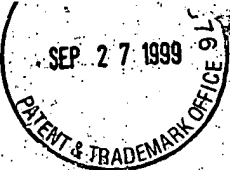
**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Response to Notice to File Missing Parts of Application and Request for Corrected Filing Receipt, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

A handwritten signature in cursive script that reads "Chandra Russell".

Chandra Russell

Date: September 22, 1999



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST-NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/364,847	07/30/99	PEOPLES	0 MBX030

0212/0907

PATREA L. PABST  
 ARNALL GOLDEN & GREGORY LLP  
 2800 ONE ATLANTIC CENTER  
 1201 WEST PEACHTREE STREET  
 ATLANTA GA 30309-3450

NOT ASSIGNED  
  
1649

DATE MAILED: 09/07/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of **\$65.00** for a small entity in compliance with 37 CFR 1.27, or **\$130.00** for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☐ non-small entity is \$ 65.00

☐ 1. The statutory basic filing fee is:

- ☐ missing.  
☐ insufficient.

Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unsigned.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

RECEIVED

SEP 10 1999

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

DOCKETED FOR

BY J. STINES-HATCHER

DATE 9-15-99

① 10-7-99 Rmdr  
 ② 11-7-99 Rsp w/o cot  
 ③ 12-7-99 Rsp w/ 1 cot  
 ④ 1-7-00 Rsp w/ 2 cot  
 ⑤ 2-7-00 Rsp w/ 3 cot

PATENT DEPT.

BEST AVAILABLE COPY

09/28/1999 10:00:00 09364847 65.00 01 FC:205

## FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Receipt MBX030  
FILE COPY  
Right

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/364,847	07/30/99	1649	\$380.00 MBX030		2	14	2

PATREA L PABST  
ARNALL GOLDEN & GREGORY LLP  
2800 ONE ATLANTIC CENTER  
1201 WEST PEACHTREE STREET  
ATLANTA GA 30309-3450

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) OLIVER P. PEOPLES, Arlington, MA ; LARA L. Madison,  
Bridgewater, MA ; Galt W. Huisman, San Carlos, CA  
CONTINUING DATA AS CLAIMED BY APPLICANT-  
PROVISIONAL APPLICATION NO. 60/094,674 07/30/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 09/03/99 \*\* SMALL ENTITY \*\*  
TITLE  
ENZYMES FOR BIOPOLYMER PRODUCTION

PRELIMINARY CLASS: 800

RECEIVED  
OCT - 7 1999  
OIPE/JCWS

RECEIVED

SEP 10 1999

PATENT DEPT.

99 OCT 19 PM 2:08

RECEIVED  
TECH CENTER 1600/2900

DOCKETED FOR \_\_\_\_\_  
BY J. STINES-HATCHER \_\_\_\_\_  
DATE 9-15-99

DATA ENTRY BY: COUPLIN, JACKIE

TEAM: 01 DATE: 09/03/99

SERIAL NUMBER 09/364,847	FILING DATE 07/30/99	CLASS 800	GROUP ART UNIT 1649	ATTORNEY DOCKET NO. MBX030
-----------------------------	-------------------------	--------------	------------------------	-------------------------------

APPLICANT	OLIVER P. PEOPLES, ARLINGTON, MA; LARA L. MADISON, BRIDGEWATER, MA; GJALT W. HUISMAN, SAN CARLOS, CA.			
	**CONTINUING DOMESTIC DATA***** VERIFIED PROVISIONAL APPLICATION NO. 60/094,674 07/30/98			
	**371 (NAT'L STAGE) DATA***** VERIFIED			
	**FOREIGN APPLICATIONS***** VERIFIED			

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 09/03/99 \*\* SMALL ENTITY \*\*

Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance	STATE OR COUNTRY MA	SHEETS DRAWING 2	TOTAL CLAIMS 14	INDEPENDENT CLAIMS 2
--	------------------------	---------------------	--------------------	-------------------------

Verified and Acknowledged Examiner's Initials Initials

ADDRESS	PATREA L PABST ARNALL GOLDEN & GREGORY LLP 2800 ONE ATLANTIC CENTER 1201 WEST PEACHTREE STREET ATLANTA GA 30309-3450			
	ENZYMES FOR BIOPOLYMER PRODUCTION			

TITLE	FILING FEE RECEIVED \$445		FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT NO. _____ for the following:	<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit
-------	------------------------------	--	---	---

RECEIVED  
TECH CENTER 1600/2900  
99 OCT 19 PM 2:08